

CHAPTER 19¹

SIGN REGULATIONS

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14-19-101 PURPOSE AND SCOPE

The streetscape is the combination of vehicles, buildings, signs, landscaping, roads, utility poles, etc., that dominate the view of the driver or pedestrian. It tells residents and visitors how the City as a whole feels about the environment, safety, and its sense of order. A useful, attractive, and safe streetscape is one that necessarily regulates the size, location, and design of business signs. Because a proliferation of poorly designed, oversized, and inappropriately located signs in commercial and professional office areas can be detrimental to the achievement of effective, safe and attractive streetscapes, it is important that the permanent signs in these areas receive approval permits from the City.

Commercial and professional office uses are generally more intensive than those found in residential zones. Since these uses are designed by size, location, and style to attract attention and provide services to the public, they generally need signage to achieve that end. Business signs of any

¹Amended 10/9/2001 Ordinance 2001-15

kind in residential neighborhoods can diminish the quality of life for which those zones were specifically created.

Therefore, it is the intent and purpose of this Chapter to outline regulations and design standards for signs in commercial, professional office, and residential areas that will allow businesses to identify themselves while allowing Bountiful City to create and maintain safe streetscapes regardless of zone. The purposes of this sign ordinance include, but are not limited to:

- A. Encourage the effective and innovative use and design of signs as a means of communications in the city.
- B. Maintain and enhance the aesthetic environment and pleasing look of the city in order to attract sources of economic and business development and growth.
- C. Coordinate the type, placement, scale, compatibility and aesthetics of signs within the different zones by recognizing the commercial communication requirements of the business community.
- D. Improve pedestrian and traffic safety through the prevention of visual obstructions and distractions.
- E. Minimize the possible adverse effect of signs on nearby public and private property.
- F. Promote both renovation and proper maintenance of signs.
- G. Enable the fair and consistent enforcement of these sign regulations.

It is the further intent of this Chapter to provide regulations for the design and placement of commercial and governmental identification and communication devices and structures that are built specifically to identify, inform, and direct patrons to a particular merchant, store, establishment, or service. It is not the intent of this ordinance to regulate the content of free political speech.

This ordinance does not regulate official traffic or government signs; the copy and message of permitted signs; window signs and displays not intended to be viewed from a public right-of-way; flags of any nation, government or noncommercial organization; religious symbols; commemorative plaques; display of street numbers; or any display or construction not defined as a sign.

14-19-102 APPLICABILITY AND EFFECT

A sign may be erected, placed, established, painted, created or maintained in Bountiful City only in conformance with the standards, procedures, exemptions, and other requirements of this Chapter.

The effect of this Chapter as more specifically set forth herein, is:

- A. To establish a permit system to allow a variety of types of signs in commercial zones, and a limited variety of signs in other zones, subject to the standards and the permit procedures of this Chapter.
- B. To allow certain signs that are unobtrusive and incidental to the principal use of the respective lots on which they are located, subject to the substantive requirements of this ordinance, but without a requirement for permits.
- C. To provide for temporary signs in limited circumstances.
- D. To prohibit all signs not expressly permitted by this Chapter.
- E. To provide for enforcement of the provisions of this Chapter.

14-19-103 DEFINITIONS

Words and phrases used in this Chapter shall have the meanings as set forth in this section. Words and phrases not defined in this section but defined elsewhere in this Ordinance shall be given the meanings as set forth herein. All other words and phrases shall be given common, ordinary meaning, unless the context clearly requires otherwise. Section headings or captions are for reference purposes only and shall not be used in the interpretation of this ordinance.

ABANDONED SIGN: A sign, sign frame, or sign pole which remains on a property which has been vacant or which remains unused for a period of time in excess of 45 days, or which carries no message.

ADVERTISING OR BUSINESS SIGN: A sign which directs attention to a business use, product, commodity or service.

A-FRAME SIGN: A freestanding, temporary and/or movable device usually constructed of two (2) separate wood or metal sign faces attached at the top.

ALTERATION: Changing or rearranging any structural part or design of a sign, whether by extending on a side, by increasing in area or height, or in moving from one location or position to another, including sign face, enclosure, lighting, coloring, copy (except on reader board or changeable copy signs), or graphics.

ANIMATED SIGN (*also "Flashing Sign"*): A sign which involves motion or rotation of any part by mechanical, electrical, or artificial means, or displays flashing or intermittent lighting.

AWNING: A roofed structure constructed of fabric or metal so as to extend outward from the building providing a functional protective shield for doors, windows, or other openings with supports extending back to the building.

AWNING OR CANOPY SIGN: A sign painted on, printed on, or otherwise attached flat against the surface of an awning. (*also "Electric Awning Sign"*)

BACKLIGHTING: Illumination positioned inside or behind a sign face such as behind raised letters and awnings or inside sign cabinets, the lighting source of which is not itself visible to the observer.

BANNER: A sign made of fabric or any nonrigid material with no enclosing framework.

BEACON: Any light with one or more beams directed into the sky or directed at one or more points not on the same parcel of land as the light source; also, any light with one or more beams that rotate or move.

BILLBOARD OR OUTDOOR ADVERTISING SIGN: Any sign that is designed for changeable messages which advertises or directs attention to a business, commodity, service or entertainment conducted, sold or offered elsewhere than on the premises upon which the sign is located, or to impart a public service message. The billboard sign is usually larger than eight (8) feet by four (4) feet and may be owned by a commercial company which leases or rents the billboard space for advertising purposes.

BLADE SIGN: (*see "Ground Sign"*)

BUILDING DIRECTORY SIGN: A sign which displays the name, or names on one sign for a multi-tenant project.

BUILDING FACE OR WALL: Any exterior wall of a building including windows, doors, and mansard, but not including a flat or pitched roof, in one plane or elevation, which is one exterior building wall of one structure or the length of one individual business.

BUILDING MARKER: Any sign indicating the name of a building and date and incidental information about its construction, which sign is cut into a masonry surface or made of bronze or other permanent material.

CHANGEABLE COPY SIGN (*also "Electronic Message Center" and "Reader Board Sign"*): A sign with information or content which can be changed or rearranged by manual or electric, electro-mechanical, or electronic means. A sign, or portion thereof, on which the message changes more than 5 times per minute but not less than 10 seconds between changes shall be considered an animated sign and not a changeable copy sign for purposes of this ordinance. A sign on which the only copy that changes is an electronic or mechanical indication of time or temperature shall be considered a "time and temperature" portion of a sign and not a changeable copy sign for purposes of this ordinance.

CLEARANCE (of a sign): The smallest vertical distance between the grade of the adjacent street, highway, sidewalk or street curb and the lowest point on any sign, including framework and

embellishments, extending over that grade.

COMMERCIAL MESSAGE: Any sign wording, logo, or other representation that, directly or indirectly, names, advertises, or calls attention to a business, product, service, or other commercial activity.

COMMUNITY SIGN: A sign used solely for the purpose of advertising or announcing a special community wide event or activity conducted by, or sponsored by, or on behalf of a unit of local government, a public or private school, a charitable organization, or a non-profit corporation. A special community wide event or activity is one which occurs not more than twice in a twelve (12) month period and seeks to attract donations, participants, or customers throughout the city.

CONSTRUCTION: The materials, architecture, assembly, and installation of a sign.

CONSTRUCTION SIGN: A temporary sign identifying an architect, contractor, subcontractor, and/or material supplier participating in construction on the property on which the sign is located.

COPY: The graphic content of a sign surface in either permanent or removable letter, pictographic, symbolic, or alphabetic form.

CORNER BUSINESS: A building or business fronting onto two public streets.

DESIGN: The form, features, colors and overall appearance of a sign structure.

DIRECTIONAL SIGN: An on-premise sign giving direction, instructions, or facility information and which may contain the name or logo of an establishment but not advertising copy, provided that the logo comprises not more than 20% of the total sign area.

DOUBLE-FACED SIGN: A single sign structure with two sign faces, essentially back-to-back, but which are parallel (no greater than 1 foot apart) or diverge from a common edge by an angle not greater than 30 degrees.

ELECTRIC AWNING SIGN: An awning sign which is internally illuminated or “back lit.”

ELECTRONIC MESSAGE CENTER: *(see “Changeable Copy Sign”)*

FACE OF A SIGN: The area of a sign on which the copy is placed.

FLAG: Any fabric, banner, or bunting containing distinctive colors, patterns, or symbols, used as a symbol of a government, political subdivision, or other entity.

FLASHING SIGN: *(see “Animated Sign”)*

FLAT SIGN (*also “Wall Sign”*): Any sign erected parallel to and attached to the outside wall of a building with messages or copy of the face side only.

FLOODLIGHTED SIGN: Any sign made legible in the absence of daylight by devices which reflect or project light upon it.

FREESTANDING SIGN (*also “Pole Sign”*): Any sign supported by structures or supports that are placed on, or anchored in, the ground and that are independent from any building or other structure.

FRONTAGE: The length of the property line of any one premises along a public right-of-way on which it borders.

GASOLINE PRICE SIGN: An on-premise sign identifying the brand and/or type and cost of gasoline, fuel or oil.

GOVERNMENT SIGN: An temporary or permanent sign erected and maintained by the city, county, state or federal government for traffic direction or for designation of or direction to any school, hospital, historical site, or public service, property or facility as authorized by the City Engineer.

GROUND SIGN (*also “Blade Sign”*): A sign which is anchored to the ground similar to a pylon or freestanding sign, but which has a monolithic or columnar line and which maintains essentially the same contour from grade to top.

HANGING SIGN: A sign which hangs from the eve of a roof or approved architectural feature of a building.

IDENTIFICATION SIGN: A sign identifying an apartment, residence, school, church or other non-sales use.

ILLUMINATED SIGN: Any sign which has characters, letters, logos, figures, designs, or outlines illuminated by internal or external lights, luminous tubes, neon, or similar devices.

ILLUMINATION, EXTERNAL: Lighting which is mounted so as to illuminate a sign from a remote position or from outside of the sign structure.

ILLUMINATION, INTERNAL: Lighting which is mounted inside or behind a sign.

INCIDENTAL SIGN: Any sign, generally informational, that has a purpose secondary to the use of the parcel of ground on which it is located, such as “no parking,” “entrance,” “loading only,” “telephone,” and other similar directives. No sign with a commercial message legible from a position off the parcel of ground on which the sign is located shall be considered incidental.

INFLATABLE OR INFLATED SIGN: Any advertising device which is supported by heated or forced air or lighter-than-air gases.

INTEGRAL ROOF SIGN: Any sign erected or constructed as an integral or essentially integral part of a normal roof structure of any design, such that no part of the sign extends vertically above the highest portion of the roof and such that no part of the sign is separated from the rest of the roof by a space of more than six (6) inches.

INTERIOR SIGN: Any sign located within a building so as to be visible only from within the building in which the sign is located.

LOCATION: The position on a property where a sign is to be placed. The sign location must comply with requirements of this Ordinance and with an approved site plan.

LOGO: A reproducible image or design which serves to represent a business or company's identity.

LOW MAINTENANCE: Sign materials which do not require frequent replacement, painting, or refurbishing as a result of exposure to the elements.

LOW PROFILE SIGN: (*see "Monument Sign"*)

MARQUEE: Any permanent roof-like structure projecting beyond a building or extending along and projecting beyond the wall of the building, generally designed and constructed to provide protection from the weather.

MARQUEE SIGN: Any sign attached to, in any manner, or made part of a marquee.

MONUMENT SIGN (*also "Low Profile Sign"*): Any on-premise or identification sign incorporated into some form of landscape scheme or planter box and having a height on not more than four (4) feet in height exclusive of its base.

MOVABLE SIGN: (*also "Portable Sign"*)

MULTIPLE-FACED SIGN: A sign containing two (2) or more faces, not necessarily in back-to-back configuration.

NAME PLATE SIGN: A sign indicating the name and/or occupation of the person or persons residing on the premises or legally occupying the premises, or indicating a home occupation legally existing on the premises.

NEIGHBORHOOD IDENTIFICATION SIGN: A permanent entry sign identifying a residential subdivision, planned unit development, housing complex, or community.

NONCONFORMING SIGN: Any permanent advertising structure or sign which was lawfully erected and maintained prior to such time as it came within the purview of this ordinance and any amendments hereto, and which fails to conform to all applicable regulation and restrictions of this ordinance.

OFF-PREMISE DEVELOPMENT SIGN: Any sign used for the purpose of advertising a new residential development, located on another parcel of property and not on the site intended for such residential development.

OFF-PREMISE DIRECTIONAL SIGN: A sign which provides directional assistance to access an establishment on a site other than the parcel on which the sign is located.

OFF-PREMISE SIGN: A sign which pertains to the use of a premises and/or property other than the property on which it is located.

ON-PREMISE DEVELOPMENT SIGN: Any sign used for the purpose of advertising a new residential development and located on the parcel of property intended for such residential development.

ON-PREMISE SIGN: A sign which pertains to the use of the premises and/or property on which it is located.

PEDESTAL SIGN: A movable sign supported by a column or columns and a base.

PENNANT: Any lightweight plastic, fabric, or other material, whether or not containing a message of any kind, suspended from a rope, wire, or string, usually in series, designed to move in the wind.

POLE SIGN: (*also "Freestanding Sign"*)

PORTABLE READER BOARD OR TRAILER SIGN: A reader board sign which is mounted on a portable framework or trailer and intended for temporary use.

PORTABLE SIGN (*also "Movable Sign"*): Any sign not permanently attached to the ground or other permanent structure, or a sign designed to be transported, including, but not limited to, signs designed to be transported by means of wheels; signs converted to A-frame or T-frames; menu and sandwich board signs; balloons or other inflatable figures used as signs; umbrellas used for advertising; and signs attached to or painted on vehicles parked and visible from the public right-of-way, unless said vehicle is used in the normal day-to-day operations of the business.

PROJECTING SIGN: Any sign affixed to a building or wall in such a manner that its leading edge extends more than six inches beyond the surface of such building or wall.

PROMOTIONAL SIGNAGE: Temporary devices such as banners, streamers, flags, balloons,

pennants, trailer signs and inflated signs.

PROPERTY SIGN: A temporary sign related to the property on which it is located advertising contemplated improvements or announcing the name of the builder, owner, designer, or developer of the project, or warning against trespassing.

PUBLIC NECESSITY SIGN: Any sign informing the public of any danger or hazard existing on or adjacent to the premises.

READER BOARD SIGN (*See “Changeable Copy Sign”*)

RESIDENTIAL SIGN: Any sign located in a district zoned for residential uses that contains no commercial message except advertising for goods or services legally offered on the premises where the sign is located, if offering such service at such location conforms with all requirements of this Ordinance.

ROOF SIGN: Any sign erected or constructed on or over the roof of a building, supported by the roof structure, and extending vertically above the highest portion of the roof.

ROTATING SIGN (*also “Animated Sign”*)

SCULPTURED SIGN: A free-form or three-dimensional sign which has a depth greater than two (2) feet.

SEPARATION: The horizontal distance between signs measured parallel with the street or curb.

SETBACK: The horizontal distance between the property line (front or side) and closest edge of the sign structure.

SIGN: Any device, fixture, placard, or structure that uses any color, form, graphic, illumination, symbol, or writing to advertise, announce the purpose of, or identify the purpose of a person or entity, or to communicate information of any kind to the public.

SIGN AREA: The area of a sign that is used for display purposes, excluding the minimum frame and supports. Only one side of a double-faced sign (covering the same subject) shall be used for purposes of computing the sign area when the signs are parallel (no greater than one (1) foot apart) or diverge from a common edge by an angle not greater than thirty (30) degrees. For signs which do not have defined display areas, sign area shall be the area of the smallest rectangle or square which will frame the display.

SIGN HEIGHT: The vertical distance measured from the highest point of the sign to the grade of the adjacent street, curb or sidewalk, or the crown of the street where there is no curb or sidewalk.

SIGN MAINTENANCE: The maintenance of a sign in a safe, presentable, and good condition including the replacement of defective parts, repainting, cleaning, and other acts required for the care, good appearance, and safety of said sign. Sign maintenance does not imply that a sign may be altered in any way without a sign permit.

SNIFE SIGN: A sign for which a permit has not been issued and is attached to a light pole, utility pole, or other outdoor structures or a pole supporting another sign.

T-FRAME SIGN: A freestanding, temporary and/or movable device usually constructed of a single piece of wood or metal extending perpendicular from a base.

TEMPORARY SIGN: Any sign that is used only temporarily and is not permanently mounted or fixed to the ground.

WALL SIGN: Any sign either mounted flush on the facade of a building, painted on a wall of a building facade, or is painted in such a way that it gives the visual appearance of being painted on a wall or building facade but not having a frame or separation from the wall or building facade.

WIND SIGN: A sign inflated by, or displayed by wind or air.

WINDOW SIGN: A sign attached to either a window or door, or located within a building so as to be visible through a window or door from the outside of the building.

14-19-104 INTERPRETATION

In interpreting and applying the provisions of this chapter, the sign regulations contained herein are declared to be the maximum allowable for the purposes set forth. If it is felt that an application needs further interpretation, or if anyone is dissatisfied with the Planning Director's interpretation, the Planning Director may request Planning Commission review of the proposal.

14-19-105 ENFORCEMENT

- A. Any sign not expressly allowed by this ordinance is prohibited.
- B. The erection of a prohibited sign, or permitting the continued existence of a prohibited sign, in violation of this ordinance, is a class C misdemeanor. Each day of violation is a separate offense.
- C. A prohibited sign in a public right-of-way or upon City-owned property is hereby declared to be a public nuisance and may be summarily abated by immediate removal without notice.
- D. The Planning Director and any designated representatives are vested with the duty of enforcing the regulations in this chapter and in performance of such duty are empowered and directed:

1. To issue permits to construct, alter, or repair signs which conform to the provisions of this Chapter. The expiration date of such permits shall be 180 days in conjunction with building permits.
2. To ascertain that all signs, constructions, and all reconstructions or modifications of existing signs are built or constructed in conformance with the provisions of this Chapter and ordinance by conducting:
 - a. Initial Inspection After Construction. The Chief Building Official, at the request of the Planning Director, may make an initial inspection upon the completion of construction, erection, re-erection, or remodeling of any sign for which a permit has been issued and an inspection request is made. This shall also include the inspection of temporary signs using electrical connection.
 - b. Re-Inspection (when necessary). The Planning Director or authorized representative may make a re-inspection of any sign for which a permit was issued but which upon primary inspection was not built in complete compliance with the regulations of this Chapter.
3. To institute any appropriate action or proceeding in any case where any sign is illegally erected, constructed, reconstructed, altered, repaired, converted, or maintained, or in any case where any sign is used in violation of any City Ordinance including, but not limited to, this Chapter by:
 - a. Issuance of Notices of Violations and Information. The Planning Director or authorized representative may issue a written notice of violation to the person having charge or control or benefit of any sign found to be unsafe or dangerous or in violation of this Chapter, particularly when the City is contemplating removal of said sign. Such official may swear to information against violators.
 - b. Abatement and Removal of Unsafe or Dangerous Signs. If an unsafe or dangerous sign is not repaired or made safe within five (5) working days after giving said notice, the Planning Director may at once abate and remove said sign, or in the alternative, use all available legal means to have the sign removed, including but not limited to criminal or civil court action with the appropriate court, and the person having charge, control, or benefit or any such sign shall pay to Bountiful City within 30 calendar days after written notice is mailed to such person the costs incurred in such removal.
 - c. Abatement and Removal of Illegal Signs.
 - (1) If a permanent sign installed without a permit, or is otherwise illegal as defined by this chapter, is not made conforming within 30 calendar days after written notice has been given, the Director may at once abate and remove said sign or in the alternative, use all available legal means to have the sign removed, including but not limited to

criminal or civil court action with the appropriate court. The person responsible for any such illegal posting shall be liable for the cost incurred in the removal thereof and the City is authorized to effect the collection of said cost.

- (2) If a temporary sign posted upon private property has been installed without a permit or is otherwise illegal as defined by this chapter and after written notice it has not been made conforming after 72 hours either through removal of the temporary sign or by obtaining a temporary sign permit, the Planning Director may at once abate and remove said temporary sign, or in the alternative, use all available legal means to have the sign removed, including but not limited to criminal or civil court action with the appropriate court. The person responsible for any such illegal posting shall be liable for the cost incurred in the removal thereof and the City is authorized to effect the collection of said cost.
- (3) Any sign posted upon public property as defined in Section 14-19-107 may be removed by the City. Such removed signs shall be held for a maximum period of thirty (30) days before being destroyed. In no case shall the failure to remove said signs constitute an approval by the City of the illegal placement of the sign.
4. Abate and Remove Non-Maintained or Abandoned Sign or Sign Identifying a Discontinued Use. The Planning Director shall require each non-maintained or abandoned sign or sign identifying a discontinued use to be removed from the building or premises when such sign has not been repaired or put into use by the owner, person having control or person receiving benefit of such structure within forty-five (45) calendar days after written notice of non-maintenance, abandonment or discontinuance is given to the owner, person having control, or person receiving benefit of such structure.

14-19-106 RIGHT OF APPEAL

Any person who has been ordered to alter or remove any sign, or any person whose application for a sign permit has been denied because of conflict with regulations stated herein, may appeal to the Board of Adjustment by serving a written notice to the Planning Director with ten (10) working days of the order or denial. An applicant may also appeal to the Board of Adjustment an alleged error by the Planning Director or staff.

14-19-107 NONCONFORMING SIGNS

A. REGULATION, CONTAINMENT, AND ELIMINATION. In order to minimize confusion and unfair competitive disadvantage to those businesses which are required to satisfy the current sign ordinance standards, the City intends to apply firm regulation of existing nonconforming signs with a goal of their eventual elimination. This goal shall be achieved by strictly construing limits on change, expansion, alteration, abandonment, and restoration. Excluding normal maintenance and

repair, a nonconforming sign shall not be moved, altered (including face changes) or enlarged unless it is brought into compliance with this Chapter. The following alterations are exempt from this provision:

1. face changes in nonconforming multi-tenant signs.
2. copy changes in nonconforming permanent signs which were originally approved by the City with a changeable copy feature.

B. **ABANDONMENT.** Within forty-five (45) calendar days after vacation of an existing business, any on-site nonconforming signs must be removed by the property owner. If removal does not occur, the City may have the entire nonconforming sign (both face and structure) removed through the processes specified in 14-19-105 C. of this Chapter. An abandoned sign may not regain any legal nonconforming status later, even if the original business reoccupies the property.

14-19-108 PROHIBITED SIGNS

A. Prohibited Sign Devices. The following sign devices used to attract pedestrian or vehicular attention are prohibited in any zone in the City. Any sign not specifically allowed by this Chapter is also prohibited.

1. Hot or cold air balloons, or inflatables , except as specifically allowed by this Ordinance for temporary signs or as part of a grand opening period not to exceed thirty (30) days.
2. Any sign which flashes, blinks, uses chaser lights, etc., or moves in any way, animate or inanimate. Commercial signs may be approved with time/temperature or electronic message center capability, provided the message does not change more than 5 times per minute and not less than 10 seconds between changes. Subtle lighting changes of low intensity are allowed.
3. Statuary bearing the likeness or suggestion of any product or logo.
4. Roof signs.
5. Snipe signs.
6. Temporary signs except as allowed in Section 14-19-114 of this Chapter.
7. Bus bench signs.
8. Any truck, trailer, or other vehicle, conspicuously, or regularly parked on or off-premise with an advertising message or logo displayed to attract attention to a business, product or promotion. The Planning Director or representative may require a business to remove

such a truck, trailer, or other vehicle if in his opinion such vehicle is being utilized for advertising purposes.

9. Graffiti.
10. Beacons or spotlights directed into the night sky except as part of an approved promotional period for temporary signs.
11. Off-premise signs, off-premise directional signs, and off-premise development signs (including billboards) except as allowed herein.

B. Hand-bills, signs on public places and objects.

1. No person shall paint, mark or write on, or post or otherwise affix, any hand-bill or sign to or upon any sidewalk, crosswalk, curb, curbstone, parkstrip, street lamp post, hydrant, tree, shrub, tree stake or guard, electric light or power or telephone or telegraph wire pole, or wire appurtenance thereof or upon any lighting system, public bridge, drinking fountain, life saving equipment, street sign or traffic sign.
2. Any hand-bill or sign found posted upon any public property contrary to the provisions of this section may be removed by the Police Department, the Public Works Department, the Power Department, the Parks and Recreation Department, or the Planning Department. The person responsible for any such illegal posting shall be liable for the cost incurred in the removal thereof and the City is authorized to effect the collection of said cost.
3. Nothing in this section shall apply to the installation of a metal plaque or plate or individual letters or figures in a sidewalk commemorating an historical, cultural, or artistic event, location or person for which the Department of Public works has granted a written permit.
4. Nothing in this section shall apply to the painting of house numbers upon curbs.

C. Unsafe Signs. No sign shall be permitted which by its location impairs the view of a driver traveling on, exiting from, or entering upon, a public street, or which is otherwise unsafe for vehicular or pedestrian traffic.

14-19-109 SIGNS ALLOWED WITHOUT A PERMIT²

A. The following signs are allowed in any zone, except on public property, without the requirement of a sign permit:

1. Directional or Instructional Signs. Signs which provide direction or instruction and are

² Amended 10/12/2004 Ordinance No. 2004-18

located entirely on-premise and which do not in any way advertise a business shall not exceed four (4) square feet in area or four (4) feet in height. These signs may identify restrooms, public telephones, walkways; or shall provide direction such as parking lot entrance and exit signs and those of a similar nature. The name or logo of an establishment, but not advertising copy, may be placed on such a sign provided that the name or logo comprises not more than 20% of the total sign area.

2. No Trespassing or No Dumping Signs. No trespassing or no dumping signs not exceeding 16 square feet in area for a single sign or are limited to four (4) signs at four (4) square feet for each lot unless the Public Works Director finds more signs are required to prevent violation.
3. Plaques. Plaques or name plate signs not more than two (2) square feet which are fastened directly to the building.
4. Symbols or Insignia. Religious symbols, commemorative plaques of recognized historical agencies, or identification emblems of religious orders or historical agencies, provided that no such sign shall exceed eight (8) feet in area, and provided further that all such signs be placed flat against the building.
5. Real Estate Signs. Real estate signs offering property for sale are allowed in any zone as follows:
 - a. One real estate sign on any single family, duplex or multiple family residential use of four units or less not exceeding four (4) square feet.
 - b. One real estate sign on any multiple family residential use of five or more units not exceeding thirty-two (32) square feet.
 - c. One real estate sign on any parcel that is over 2 acres in size not exceeding sixty-four (64) square feet.
6. Institutional Uses. Churches, public schools, public utility companies, libraries, governmental buildings, parks, public golf courses, etc., are allowed one monument sign of thirty-two (32) square feet.
7. Flags. The flags, emblems, or insignia of any nation or political subdivision. Corporation flags may not exceed twelve (12) square feet and may be flown in tandem with the State or National Flag. Large flags flown in high wind may cause a noise nuisance and are subject to removal.
8. Public Necessity Signs. Signs installed by a unit of the government in control of traffic and other regulatory purposes, including street signs, danger and warning signs, railroad

crossing signs, hospital signs, directional or warning signs for public service companies, utilities or institutions, or signs erected by or on the order of a public officer in the performance of his public duty.

9. Holiday Decorations.

- a. Decorations and signs of a primarily decorative nature, clearly incidental to and customarily associated with any national, local or religious holiday provided that such signs shall be displayed for a period of not more than 45 consecutive days.
- b. Such signs shall be contained entirely within the boundaries of the lot or premise on which they are erected and shall not exceed 15 feet in height. Signs which are regulated under Section 14-19-114 of this Chapter as Temporary Signs will not be considered as meeting the definition of "primarily decorative in nature" under this section.
- c. Such signs should be placed so as to avoid confusion with authorized traffic lights and signals and shall conform to traffic safety standards.

10. Changing Copy. The changing of the message of the permitted sign that has an approved marquee, electronic message center, or other replaceable copy area.

11. Political Campaign Signs. In addition to signage otherwise authorized by this Chapter, political campaign signs on behalf of candidates for public office or measures on election ballots are allowed as follows:

- a. Any one sign shall not exceed sixteen (16) square feet in aggregate area and, if freestanding, shall not exceed five (5) feet in height. Such signs shall not be constructed in a manner as to constitute a roof sign. Signs may not be placed on or over public property, in a public right-of-way, or in any place which would impede traffic visibility or safety. Signs along streets without curb, gutter and sidewalk improvements may not be placed closer than ten (10) feet to the edge of the paved surface.
- b. Campaign signs may not be placed closer than one hundred fifty (150) feet to any building where an official voting station is located.

12. Memorial Signs. Memorial signs or tablets, names of buildings or date of erection when cut into any masonry surface or inlaid so as to be part of the building or when constructed of bronze or other incombustible material.

13. Community Signs. Community signs require review by the Planning Department including recommendation of the City Engineer and/or pertinent City department, for

compliance with the following criteria:

- a. No sign(s) shall be permitted which is unsafe for vehicular or pedestrian traffic, is inappropriate with respect to location, size, time or duration of display, or is maintained in a deteriorated condition. Such sign(s):
 - (1) Must be made of durable, weather resistant material;
 - (2) Must use logos or symbols instead of copy where possible, where copy would cause a distraction to vehicular traffic; and
 - (3) May be located at various gateway areas to the City, along major streets and important intersections adjacent to non-residential properties as approved by the Planning Director.
 - (4) May not be located on any property zoned or used for residential purposes.
 - b. Such signs shall be uniform in size for each individual display and shall be no larger than (4) feet tall and eight (8) feet wide. Signs attached to a building may be larger but must be appropriate in scale and location as approved by the Planning Director. Freestanding community signs shall be allowed on private parcels with the permission of the owner and approval of the Planning Director. The maximum size for any community sign shall be thirty-two (32) square feet.
 - c. Such signs may not be attached to another temporary sign or a permanent traffic or business sign.
 - d. Such signs may be part of a “rotating permanent feature” of the City or community for such events as:
 - (1) Holidays
 - (2) Cultural and/or Arts events
 - (3) Change in seasons
 - (4) General community promotion; i.e., business, with the prohibition of commercial endorsement or name on any such sign.
 - e. Such signs for any single purpose or event may not be displayed for more than 30 days. However, the Planning Director may approve community purpose signs for long-term purposes subject to review on a 90-day basis.
14. Overhead Banners. Banners overhanging the street right-of-way between curb lines shall be allowed only in accordance with the following conditions:

- a. Banners shall be allowed only for the purpose of announcing national, state, or city holiday events, or events sponsored by civic or service organizations, public schools or other public agencies.
- b. Banners shall be allowed to hang only over Main Street. There shall be no more than three at any time between 400 North and 2200 South.
- c. Banners shall be located over Main Street only at locations designated by the City Manager, and shall be installed and placed only by authorized city personnel.
- d. Banners shall be allowed to hang for no longer than ten (10) days during which time banners shall be maintained by the applicant.
- e. The materials used and the size, content and wording of the banner shall be subject to the approval of the Planning Director.
- f. A fee set by the City Council shall be charged to the applicant for the installation and maintenance of each banner, which shall be payable at the city offices.

14-19-110 SIGNS PERMITTED IN PROFESSIONAL OFFICE (P-O) AND HOSPITAL (H) ZONES

- A. The following sign types and requirements shall apply to all commercial signs in Professional Office (P-O) and Hospital (H) Zones:
 1. Signs allowed. Each parcel of property shall be allowed one monument sign per street frontage, and any wall and accessory signs as permitted.
 2. Monument Signs. Up to a maximum of 32 square feet based on Table 19-2. Maximum height of 6 feet including a maximum 2 foot high base (not included in sign area). Minimum setback of 2 feet from property lines and a minimum of 10 feet from any residential use or zone. Located in a landscaped area of at least 2 square feet for each one square foot of sign area. Sign permit required.
 3. Freestanding or Pole Signs. No free-standing or pole signs permitted.
 4. Wall signs. Sign area of 15% of the facade of the building facing the main public street to a maximum of 32 square feet with secondary signs allowed on one additional face not to exceed 5% of that wall surface to a maximum of 16 square feet. May not extend above the roof line of the building. Sign permit required.
 5. Canopy and awning signs. No canopy or awning signs permitted.

6. Changeable copy signs. Changeable copy signs are not permitted.
7. Building Directory. Building Directory Signs shall not exceed 12 square feet in area and 4 feet in height. The signs at a business or office complex shall be uniform in shape, design and style. The materials and colors shall be compatible with the buildings color, materials and architectural style. No sign permit required.
8. On-Premise Development Identification Signs. Signs announcing or identifying the future development of commercial or industrial property are allowed 1 per public or private street frontage. The sign(s) may not be erected before the proposed development has been submitted for site plan review. They must be removed before final inspection or before permanent signs are installed. The size of the sign depends on the number of acres involved in the project:

less than 2 acres	32 square feet
2 to 5 acres	48 square feet

Maximum height 15 feet
No sign permit required

B. SIGN THEME REQUIRED.

A. All new multi-tenant centers/ buildings must submit a proposal for all on-premise signs to the Planning Commission for design and placement approval.

B. In cases for parcels of land of 5 acres or larger, and with frontage of 300 feet or more, a proposal for the overall design and placement of all on-premise signs shall be submitted. Such signs may vary from the regulations set forth herein and shall be considered as a conditional use, providing there is a determination that the proposed sign exceptions are not in conflict with the purpose and intent of this Chapter and are in architectural harmony with uses adjacent to the development and with the understanding existing signage may be required to be altered or removed.

14-19-111 SIGNS PERMITTED IN THE COMMERCIAL/RESIDENTIAL MIXED USE (C-R) AND GENERAL COMMERCIAL (C-G) ZONES

A. The following sign types and requirements shall apply to all commercial signs in the Commercial/ Residential Mixed Use (C-R) and General Commercial (C-G) Zones:

1. Signs allowed. Each parcel of property shall be allowed either one monument sign or one freestanding (pole) sign per street frontage, and any wall and accessory signs as permitted.
2. Monument Signs. Up to a maximum area of 32 square feet based on Table 19-2.

Maximum height of 6 feet including a maximum 2 foot high base (not included in sign area). Minimum setback of 2 feet from property lines and a minimum of 10 feet from any residential use or zone. Located in a landscaped area of at least 2 square feet for each one square foot of sign area. Sign permit required.

3. Freestanding or Pole Signs. Sign area as per Table 19-2 or a sign area of 60 square feet plus 15 additional square feet per tenant not to exceed 100 square feet total for each multi-tenant building or site with a minimum of 100 feet of frontage. Maximum height of 15 feet. Minimum ground clearance of 8 feet from street grade to bottom of sign. Maximum pole width of 2 feet. Minimum setback of 10 feet from any residential use or zone. Signs shall be engineered to withstand 100 mph wind loads. Sign permit required.
4. Wall signs. Maximum sign area of 15% of the facade of the building facing the main public street with secondary signs allowed on one additional face not to exceed 5% of that wall surface. May not extend more than 2 feet above the highest point of a flat roof or mansard roof. Sign permit required.
5. Canopy or awning signs. Sign copy, including logo, not to exceed 12 square feet or 50% of awning face area whichever is less. No flashing or intermittent illumination permitted. Awning signs may cover up to a maximum of 50% of the perimeter of a building. Awning signs shall be counted in the total area allowed for wall signs. Sign permit required.
6. Projecting signs. Projecting signs shall be allowed and shall meet the following requirements:
 - a. project not more than 2 feet from the face of a wall and may not project over any public right of way.
 - b. In the C-R zone on existing buildings with a zero setback from the public right-of-way signs may project over a public right-of-way a distance of not more than two feet.
 - c. be mounted no higher than 15 feet above the finished grade and allow no less than 10 feet of clearance between the bottom of the sign and the finished grade.
 - d. be included in the total square footage allowed for flat and wall signs on the side of the building on which it is mounted as measured under Section 14-19-117 of this Chapter.
7. Changeable copy signs. Changeable copy or electric message center signs are allowed but are limited to not more than 50% of any sign area. Sign permit required.

8. Window Signs. Window signs which are intended to be visible from the public right-of-way and are painted on or temporarily affixed to the window surface shall cover no more than 25% of the entire surface area of a group of windows and shall not be affixed as to block clear view of exits or entrances or to create a safety hazard. This applies also to inside illuminated signs (e.g., neon, etc.) which are within 18 inches of the window surface. No sign permit required. All window signs will be counted as part of the total allowed sign area for wall signs.
9. Building Directory. Building Directory Signs shall not exceed 12 square feet in area and 4 feet in height. The signs at a business or office complex shall be uniform in shape, design and style. The materials and colors shall be compatible with the buildings color, materials and architectural style. No sign permit required.
10. Gas Stations Signs. Signs for canopies over gas islands are allowed as follows:
 - a. Sign copy, corporate logos, etc. may be a maximum of 30% of one face of the canopy.
 - b. Up to three (3) sides of the canopy may be used for signs.
 - c. The height to the top of the canopy fascia may not exceed twenty (20) feet from grade, and no canopy fascia may exceed four (4) feet in height.
 - d. Individual letters, logos, or symbols may not exceed four (4) feet in height or project out from the fascia or wall more than 6 inches.
 - e. Gas price signs are allowed on either a monument sign, a free-standing pole sign or below the canopy over the pumps. One double faced sign for each type of fuel sold is allowed per gas island with a maximum of four (4) sets per station. Area of said sign may not exceed four (4) square feet.
 - f. A pump-topper sign affixed to the top or sides of an operable, fuel dispensing pump may not exceed 3 square feet in area, shall only display instructional information or price information and shall not include advertising copy pertaining to any product, sale or promotion.

No sign permit required, however, gas price signs are to be reviewed and approved by the Planning Department at site plan review or when removed and/or replaced or remodeled at the time of the building permit review.

11. Menu Boards. No sign permit is required, however, menu boards for drive-in restaurants are to be reviewed and approved by the Planning Department at site plan review. The following shall apply although the Planning Commission may approve them at different locations depending upon circumstances:
 - a. Only 2 menu boards are allowed per site and must be located behind the front landscaped setback area.

b. Maximum area shall not exceed 35 square feet per sign and 6 feet in height.

12. On-Premise Development Identification Signs. Signs announcing or identifying the future development of commercial or industrial property are allowed 1 per public or private street frontage. The sign(s) may not be erected before the proposed development has been submitted for site plan review. They must be removed before final inspection or before permanent signs are installed. The size of the sign depends on the number of acres involved in the project:

less than 2 acres	32 square feet
2 to 5 acres	48 square feet
5 to 10 acres	64 square feet
10 to 20 acres	128 square feet

Maximum height 15 feet

No sign permit required.

B. SIGN THEME REQUIRED.

A All new multi-tenant centers/ buildings must submit a proposal for all on-premise signs to the Planning Commission for design and placement approval.

B. In cases for parcels of land of 5 acres or larger, and with frontage of 300 feet or more, a proposal for the overall design and placement of all on-premise signs shall be submitted. Such signs may vary from the regulations set forth herein and shall be considered as a conditional use, providing there is a determination that the proposed sign exceptions are not in conflict with the purpose and intent of this Chapter and are in architectural harmony with uses adjacent to the development and with the understanding existing signage may be required to be altered or removed.

14-19-112 SIGNS PERMITTED IN THE HEAVY COMMERCIAL (C-H) ZONE

The following sign types and requirements shall apply to all commercial signs in the Heavy Commercial (C-H) Zone:

1. Signs allowed. Each parcel of property shall be allowed either one monument sign or one freestanding (pole) sign per street frontage, and any wall and accessory signs as permitted.
2. Monument Signs. Up to a maximum area of 32 square feet based on Table 19-1. Maximum height of 6 feet including a maximum 2 foot high base (not included in sign area). Minimum setback of 2 feet from property lines and a minimum of 10 feet from any residential use or zone. Located in a landscaped area of at least 2 square feet for each one square foot of sign area. Sign permit required.

3. Freestanding or Pole Signs. Maximum sign area of 60 square feet for first 100 feet of lineal street frontage plus 1 square foot for each lineal foot of frontage over 100 to a maximum of 160 square feet total (See Table 19-2). Maximum height of 30 feet. Minimum ground clearance of 8 feet from street grade to bottom of sign. Maximum pole width of 2 feet. Minimum setback of 10 feet from any residential use or zone and located at least their height in distance from side property lines in order to prevent damage to adjacent land in case a sign is toppled by accident or an act of nature.. Signs shall be engineered to withstand 100 mph wind loads. Sign permit required.
4. Wall signs. Maximum sign area of 20% of the facade of the building facing the main public street with secondary signs allowed on two additional faces not to exceed 5% of that wall surface. May not extend more than 2 feet above the highest point of a flat roof or mansard roof. Sign permit required.
5. Canopy or awning signs. Sign copy, including logo, not to exceed 12 square feet or 50% of awning face area whichever is less. No flashing or intermittent illumination permitted. Awning signs may cover up to a maximum of 50% of the perimeter of a building. Awning signs shall be counted in the total area allowed for wall signs. Sign permit required.
6. Projecting signs. Projecting signs shall be allowed and shall meet the following requirements:
 - a. project not more than 2 feet from the face of a wall and shall not project over a public right-of-way.
 - b. be mounted no higher than 15 feet above the finished grade and allow no less than 10 feet of clearance between the bottom of the sign and the finished grade.
 - c. be included in the total square footage allowed for flat and wall signs on the side of the building on which it is mounted as measured under Section 14-19-117 of this Chapter.
7. Changeable copy signs. Changeable copy or electric message center signs are allowed but are limited to not more than 50% of any sign area. Sign permit required.
8. Window Signs. Window signs which are intended to be visible from the public right-of-way and are painted on or temporarily affixed to the window surface shall cover no more than 25% of the entire surface area of a group of windows and shall not be affixed as to block clear view of exits or entrances or to create a safety hazard. This applies also to inside illuminated signs (e.g., neon, etc.) which are within 18 inches of the window surface. No sign permit required. All window signs will be counted as part of the total allowed sign area for wall signs.

9. Building Directory. Building Directory Signs shall not exceed 12 square feet in area and 4 feet in height. The signs at a business or office complex shall be uniform in shape, design and style. The materials and colors shall be compatible with the buildings color, materials and architectural style. No sign permit required.
10. Gas Stations Signs. Signs for canopies over gas islands are allowed as follows:
- a. Sign copy, corporate logos, etc. may be a maximum of 30% of one face of the canopy.
 - b. Up to three (3) sides of the canopy may be used for signs.
 - c. The height to the top of the canopy fascia may not exceed twenty (20) feet from grade, and no canopy fascia may exceed four (4) feet in height.
 - d. Individual letters, logos, or symbols may not exceed four (4) feet in height or project out from the fascia or wall more than 6 inches.
 - e. Gas price signs are allowed on either a monument sign, a free-standing pole sign or below the canopy over the pumps. One double faced sign for each type of fuel sold is allowed per gas island with a maximum of four (4) sets per station. Area of said sign may not exceed four (4) square feet.
 - f. A pump-topper sign affixed to the top or sides of an operable, fuel dispensing pump may not exceed 3 square feet in area, shall only display instructional information or price information and shall not include advertising copy pertaining to any product, sale or promotion.

No sign permit required, however, gas price signs are to be reviewed and approved by the Planning Department at site plan review or when removed and/or replaced or remodeled at the time of the building permit review.

11. Menu Boards. No sign permit required, however, menu boards for drive-in restaurants are to be reviewed and approved by the Planning Department at site plan review. The following shall apply although the Planning Commission may approve them at different locations depending upon circumstances:
- a. Only 2 menu boards are allowed per site and must be located behind the front landscaped setback area.
 - b. Maximum area shall not exceed 35 square feet per sign and 6 feet in height.
12. On-Premise Development Identification Signs. Signs announcing or identifying the future development of commercial or industrial property are allowed 1 per public or private street frontage. The sign(s) may not be erected before the proposed development has been submitted for site plan review. They must be removed before final inspection or before permanent signs are installed. The size of the sign depends on the number of

acres involved in the project:

less than 2 acres	32 square feet
2 to 5 acres	48 square feet
5 to 10 acres	64 square feet
10 to 20 acres	128 square feet

Maximum height 15 feet

No sign permit required.

14-19-113 SIGNS PERMITTED IN RESIDENTIAL (R-1, R-2 and R-3) ZONES

1. Allowable Signs. The following signs are permitted for land uses which are predominantly residential and institutional. No sign permits are required for signs in residential zones.
 - a. Name Plate. One non-illuminated name plate may be placed on any wall of a dwelling unit, not exceeding one square foot in size.
 - b. Home Occupation Sign. Home occupations may be identified by one flat or wall sign placed on the dwelling and shall not exceed 1 ½ square feet in size.
 - c. Identification Sign. One identification sign per building not exceeding 4 square feet for multiple-unit dwellings and condominiums.
 - d. Permanent Development Signs. Development signs shall be allowed at the entrance to subdivisions, condominiums, and apartment complexes in accordance with the following:
 - (1) The maximum area of each sign shall be 24 square feet and a maximum height of 3 feet.
 - (2) The sign shall be either a monument sign or attached to an approved wall or fence.
 - e. Identification Signs for Institutional Uses. One monument or one wall mounted identification sign will be allowed for institutional uses such as public building, churches, schools, golf courses, and parks to identify the name of the organization and to announce activities. Monument identification signs shall not exceed 32 square feet in area and shall not exceed 6 feet in height, including a maximum 2 foot high base (not included in sign area) and placed a minimum of 2 feet from all property lines in a landscaped area at least 2 square feet for each 1 foot of sign area. Wall mounted signs shall not exceed 24 square feet and shall not be located higher than the eave of the building.
 - f. Service Signs. One or more wall, flat, or free-standing service signs not exceeding 16

square feet in combined total area of each multi-use C and D or non-residential use lawfully occupying the premises, provided that those signs shall not exceed 8 square feet for any one sign and be limited to a height of 4 feet above finished grade.

- g. Temporary Signs (Garage Sales). One temporary sign not to exceed 4 square feet in area shall be allowed on the premises on which the sale is taking place.
- h. On-Premise Construction Development Identification Signs.

- (1) Individual Lots. One sign announcing the name of the construction/development company is allowed. Area of the sign may not exceed 16 square feet nor 6 feet in height. The sign may not be erected more than 5 days prior to the beginning of construction for which a valid building permit has been issued. It must be removed before final occupancy.

- (2) Subdivisions or Planned Unit Developments. One development promotional sign may be placed on the premises of each development having five (5) or more lots or approved unit sights in any residential zone. The size allowed for the sign depends on the number of lots to be developed.

5-24 units (lots)	64 square feet
25-49 units	96 square feet
50 units or more	128 square feet

Maximum height 12 feet

Subdivision development signs shall be removed within 5 days of the issuance of the last building permit in the project or if the lots are sold out before 5 years immediately upon sale of the last lot, whichever is sooner.

Planned unit development signs shall be removed within 5 days of the issuance of the last certificate of occupancy for the project.

- i. Neighborhood Identification Signs. A sign, masonry wall, landscaping and other similar materials or features may be combined to form a display for neighborhood identification; provided that the sign or display not exceed the area requirements for a monument sign as regulated by this Chapter and that the legend of such sign or display shall consist of only the neighborhood name and/or address.

14-19-114 TEMPORARY SIGNS

A. PURPOSE. The permanent signs permitted by this Chapter are intended to allow adequate and reasonable location of signs for local businesses. However, the City realizes that from time to time

it is necessary for a business to advertise special events and other commercial messages. To help businesses address this issue, the following regulations have been established for temporary banners and signs.

B. STANDARDS FOR TEMPORARY BANNERS AND SIGNS.

1. Temporary banners and signs shall be subject to the following:

- (a) Temporary banners and signs shall be limited to on-premise signs only.
- (b) There shall be no more than one temporary banner or sign for each single business site. Where a premises abuts two streets, one additional sign, oriented to each abutting street, shall be permitted. On multi-tenant sites, there shall be no more than 6 signs per acre and represent not more than 25% of the site's tenants.
- (c) Temporary banners may be no more than 24 square feet in area and must be placed in a landscaped area on posts or attached to a building. Temporary banners may not be attached to an existing sign or sign structure. Banners which diverge from a common edge by an angle greater than 30 degrees shall be considered as two signs.
- (d) Temporary signs may be no more than 16 square feet in area and may be located anywhere on the business premises as long as it does not create a traffic hazard and does not unreasonably obscure existing signs on the same or adjacent premises. Temporary signs shall not be placed over a public right-of-way, may not be connected electrically, illuminated, flash, blink, spin, rotate, block traffic visibility of vehicles entering onto a public street, or cause a public nuisance of any kind. Such signs must also be placed no closer than 25 feet to any residential zone or use.
- (e) Temporary signs must be of an a-frame or pedestal type construction or be placed in the ground in a landscaped area. No portable reader boards, electric signs or signs attached to other signs or sign structures, balloons, streamers, inflatables or other similar object shall be allowed as a temporary sign.
- (f) All temporary banners and signs shall be substantially constructed and adequately weighted, anchored or attached to prevent movement or overturning or detachment in the wind.
- (g) No permit shall be required for a temporary sign.

C. SPECIAL TEMPORARY SIGNS

- 1. Grand Opening Signs. Temporary signs announcing the initial opening of a business, or the relocation, or change of ownership of an existing business may be allowed provided that the

event shall not continue for more than 30 days from the date the business license is issued. There shall be no more than two (2) signs allowed per business. The signs must comply with the general size and location standards for temporary signage in this chapter and must be removed at the end of the Grand Opening period. Inflatables may be used during this period including placement on the roof of a business as long as they do not extend higher than 35 feet.

2. Going Out of Business /Bankruptcy Period. A business may apply for a special permit in order to facilitate the liquidation of inventory for a going out of business sale which meets the requirements of Section 5-14-101 of the Bountiful City Code. The signs must be removed as soon as the business closes. This applies for a going out of business sale only, and does not include moving of location.

14-19-115 SIGN PERMIT PROCESS

- A. **SIGN PERMIT REQUIRED.** No person shall erect, install, or paint any sign, or change the face of any sign, whether it be temporary or permanent in nature, without obtaining a sign permit from the Planning Department except as outlined in this ordinance. This includes new signs, signs to be added to existing buildings or uses, and existing signs that are to be enlarged, changed or modified.
- B. **REVIEW CRITERIA.** The approval for a sign or sign application shall be based on the following criteria:
 1. Whether all provisions of this Chapter and all other ordinances and standards of the City will be complied with.
 2. Whether the proposed sign will have any detrimental effect upon the general health, welfare, safety, and convenience of persons residing and working within the neighborhood; or shall not be detrimental or injurious to the neighborhood.
 3. Whether the proposed sign will promote a desirable relationship of structures to one another, to open spaces, aesthetic values, and topography, both on the site and in surrounding neighborhoods.
 4. Whether the height, area, setbacks and overall mass, as well as parts of any structure (building, walls, signs, lighting, etc.) and landscaping, will be appropriate to the sign, the neighborhood and the community.
 5. The effect of the sign upon ingress, egress, internal traffic circulation, off-street parking facilities, loading and service areas and pedestrian ways.
 6. Whether the architectural character of the proposed sign will be in harmony with, and

compatible to, those structures in the neighboring environment and the architectural character and design standards adopted for any given area.

7. All mechanical equipment, appurtenances, and utilities, shall be concealed from view and integral to the sign design including electrical boxes, wires, or switches.
8. The architectural character and design of a sign shall be cognizant of the unique climatological and other environmental factors of this region by using exterior materials of a nature which will withstand prolonged exposure to the elements with only minimum maintenance.
9. The location of the sign upon the premises.
10. The location of existing signs, if any, upon the premises or the immediate area.
11. No sign shall be erected on or over a public right-of-way or on publicly owned or City property except where specifically allowed by this Chapter.
12. Any other factor which, under the circumstances, merits consideration.

The Planning Staff or in some cases the Planning Commission shall have the function, duty and power to approve, disapprove or approve a sign permit with conditions as deemed necessary to carry out the purposes of this Chapter.

C. APPROVAL.

1. New Developments. Preliminary plans for signs in new developments must first be approved by the Planning Commission during the site plan approval process. A sign permit may be issued only after it is determined that the proposed sign complies with the approved sign plan and with the provisions of this Chapter.
2. Existing Developments. Issuance of any sign permit for an existing development or where ownership of a legal existing business changes and necessitates a new sign, the permit may be approved by the Planning Staff provided that the sign meets the requirements of this Chapter. Signs for multi-tenant buildings previously approved with signage in the site plan process may also be approved by the Planning Staff.

D. APPLICATION. An application for a sign permit shall be filed with the Planning Department on a form provided . It shall include:

1. All required fees.
2. Clear and complete graphic and written information adequate to show compliance with all

applicable requirements of this Chapter as outlined in subsection E below.

3. Signs submitted as part of a new development shall first be reviewed the Planning Commission as part of the site plan approval process, and then submitted for individual permits.
4. The Planning Department shall review all permits for compliance. Any permit which meets the requirements and criteria of the Chapter shall be approved. Permits which do not meet the requirements and criteria of this Chapter shall be returned to the applicant for revision and resubmittal.
5. The decision of the Planning Department may be appealed to the Board of Adjustment.

E INFORMATION REQUIRED BY SIGN TYPE. The following specific information shall be required for the sign types indicated:

1 Monument and Freestanding or Pole Signs.

- a. Plot plan showing relationship of sign to buildings, property lines, setback from public-rights of-way, intersections, easements and driveways, and any required landscaping.
- b. Two accurately dimensioned, scaled drawings showing height, color, square foot dimensions, landscaping, sign composition, type of illumination, and how the sign will appear from the street.
- c. Details of sign construction including electrical plan and foundation scheme.
- d.. Length of lineal frontage pf the property.
- e. Certified engineering for 100 mph wind loads for freestanding signs.

2. Wall Signs.

- a. Two scaled drawings showing square foot dimensions of both the building and the sign, sign composition, and type of illumination (if applicable).
- b. A profile drawing of how the sign will appear from the street/parking area and on the building.
- c. Details of sign construction and attachment including electrical plan.

3. Temporary signs requiring permits.

- a. Plot plan showing relationship of sign(s) to buildings, property lines, setback from public rights-of-way, intersections, easements and driveways.
 - b. Length of period for display, type of request.
- F. **ADDITIONAL INFORMATION REQUIRED.** The following additional information shall be required with all sign permit applications:
1. Proof of current Bountiful City business license.
 2. Business address and phone number
 3. Address of property owner and phone
 4. General and/or electrical contractor's license number.
 5. Value of the sign.

14-19-116 SAFETY AND LOCATION STANDARDS FOR PERMANENT SIGNS

A. STANDARDS OF CONSTRUCTION

1. All signs erected in Bountiful City shall comply with the provisions of the National Electrical Code, International³ Building Code, the Bountiful City Code, and this Ordinance effective at the time the permit is issued.
2. Licensed Sign Contractor required. No sign, fixture or device involving electrical wiring or connect-ions shall be erected or installed in Bountiful City except by a licensed and bonded contractor.
3. Engineering Required. All sign permit applications shall be engineered to demonstrate conformance with the applicable provisions of the International⁴ Building Code; and, where required by this ordinance or by the Chief Building Official, shall be accompanied by a drawing stamped by a structural engineer licensed by the State of Utah attesting to the adequacy of the proposed construction of the sign and its supports.
4. Durability. All signs must be built of durable and permanent materials.
5. Power Source. Permanent power sources for signs must be concealed underground away

³Amended 5/14/2002 Ordinance No. 2002-08

⁴Amended 5/14/2002 Ordinance No. 2002-08

from public view and immediate access.

- B. **TRAFFIC SAFETY.** No sign or other advertising structure shall be erected which in any manner may be confused with an official traffic sign or signal, or which bears words normally used in such signs, i.e., stop, go slow, caution, danger, warning, turn here, turn, etc. No sign or any advertising structure shall be erected which by reason of its size, location, shape, content, coloring, or manner of illumination might be confused as a traffic control device. No sign shall have lighting which impairs the vision of anyone traveling upon a public street or distracts any driver so as to create a public nuisance.
- C. **CLEAR VIEW OF INTERSECTING STREETS.** No sign more than three (3) feet in height (above the top back of curb) shall be erected at any intersection for vehicular traffic within a triangular area formed by the intersection of straight lines extended from the back of the curb (or future curb) and a line connecting them at points 40 feet from the intersection of the lines.

Monument signs may be erected in the above mentioned area if they are less than three (3) feet above the curb grade to the top of the sign. The Planning Commission must approve any removal of landscaping in order to accomplish that objective.

Deviations from these requirements must be reviewed and approved by the Bountiful City Engineer, in order to maintain an acceptable degree of safety. Deviations beyond those approved by the Traffic Engineer must be appealed to the Board of Adjustment.

- E.. **SPECIFIC CLEARANCE AND LOCATION REQUIREMENTS.** The following apply for all signs:
1. No sign shall be erected which interferes with the safe view of drivers entering a public right-of-way from any driveway or property.
 2. Freestanding signs shall not extend over any pedestrian or vehicular access area unless specifically approved by the Traffic Engineer.
 3. No part of any sign shall interfere with the use of any fire escape, exit, required stairway, door ventilator, or window.
 4. No sign shall be erected or maintained which has less horizontal or vertical clearance of communication lines and energized electrical power lines than that approved by the Bountiful Light and Power Department.
 5. No sign shall be located on publicly owned land or inside street rights-of-way, except signs owned and erected by permission of an authorized public agency or specifically authorized herein.

F. MAINTENANCE.

1. Every sign shall be maintained and kept in good repair, including without limitation, the repair of glass, plastic, or other sign face material which is missing, broken, damaged, or deteriorated and the repair of any pole, frame, support or similar structure which is broken, damaged or deteriorated.
2. Every sign shall be maintained as originally approved in its sign permit. This applies to all components of the sign including the sign copy, except:
 - a. if originally approved as a sign with changeable copy; or
 - b. for price, telephone numbers, or similar minor changes. All other changes require a sign permit.
3. The maintenance, renovation, or repair of a sign without structural alteration and without change of sign copy shall not require a new sign permit, but may require a building permit under the International⁵ Building Code.
4. Whenever the use of any sign, as determined by the discontinuance of the permitted use for which the sign was used, or the use of the sign frame or sign supporting structure has been discontinued for a period of 45 consecutive days, such sign, sign frame, or sign supporting structure shall be removed immediately.

G. LANDSCAPING. All free-standing or monument signs installed in Bountiful City must be incorporated into a landscape design or planter box. Exceptions to this rule must be approved by the Planning Commission.

H. POLE COVER REQUIRED. All on-premise freestanding signs must have the structural supports covered or concealed with pole covers (pylon covers). The actual structural supports shall not be exposed for the safety and welfare of any person near the said sign.

I. FOUNDATIONS. All signs must be permanently mounted on foundations and footings which conform to the International⁶ Building Code.

J. LIGHTING. The light from the illumination of sign shall be carefully directed so that the light is not obtrusive or a nuisance to adjacent properties particularly in residential neighborhoods.

K. BUILDING IDENTIFICATION. All buildings shall be identified with a numbered or lettered

⁵Amended 5/14/2002 Ordinance No. 2002-08

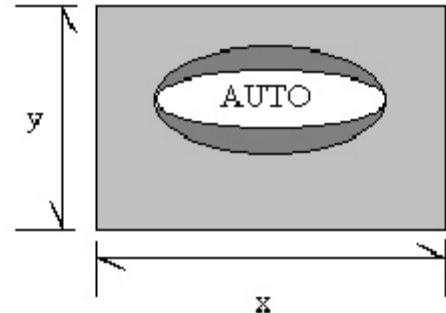
⁶Amended 5/14/2002 Ordinance No. 2002-08

street address in addition to optional business identification. The letters or numbers shall be at least four (4) inches in height as required by the Fire Marshall.

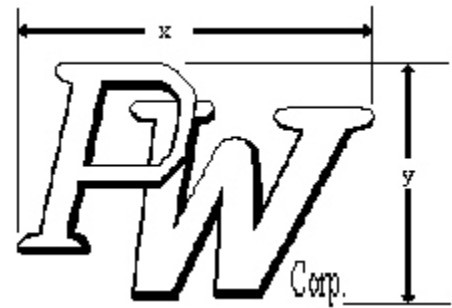
14-19-117 MEASUREMENT OF REGULATED SIGN AREA

A. Flat or Wall Signs.

Sign copy mounted or painted on a background panel or area distinctively painted, textured, or constructed as background for the sign copy shall be measured as that area contained within the outside dimensions of the background panel or surface.



Sign area for copy mounted as individual letters and/or graphics against a wall or fascia of a building or other structure that has not been painted, textured, or other-wise altered to provide a distinctive background for the sign copy shall be measured as the area enclosed by the smallest single rectangle that will enclose all sign copy.



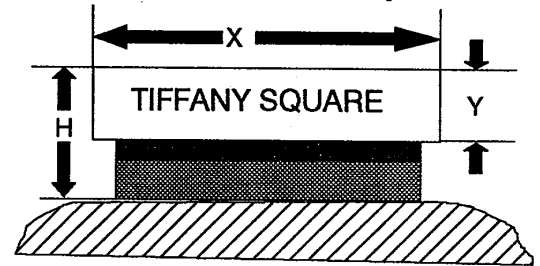
For sign copy mounted or painted on an illuminated sign or architectural element of a building, the entire illuminated surface or illuminated architectural element which contains sign copy shall be counted as sign area.



C. Monument Signs.

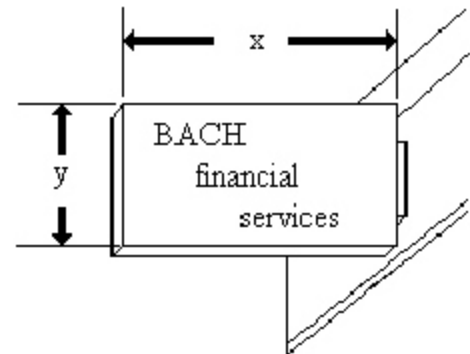
The regulated area of a monument sign shall include all parts of the sign or structure that contains identification (words or symbols) and information.

The height a ground sign shall be the distance from the highest point of the sign to the height of the street or sidewalk.

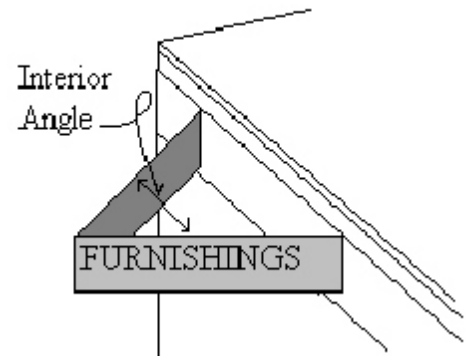


D. Multiple Face Signs. (including but not limited to freestanding or monument signs).

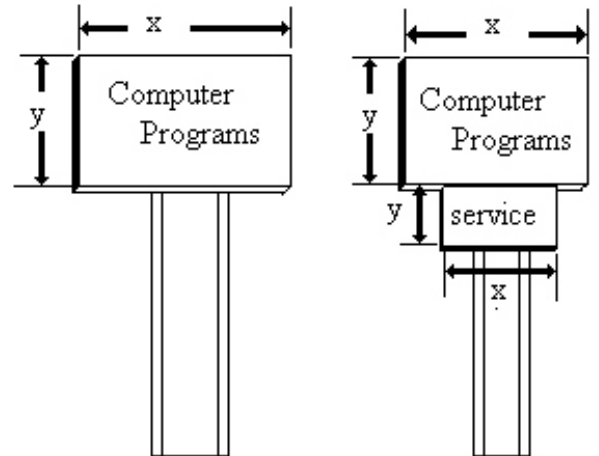
(1) Single Panel. Measure the area of the single face only.



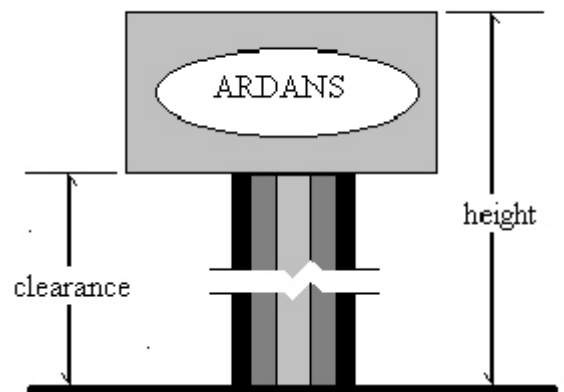
(2) Double Panel. If the interior angle between the top two faces is 30 degrees or less, the area to be measured will be the area of one face only. If the angle between the two sign faces is greater than 30 degrees, the sign area to be measured will be the sum of the areas of the two faces.



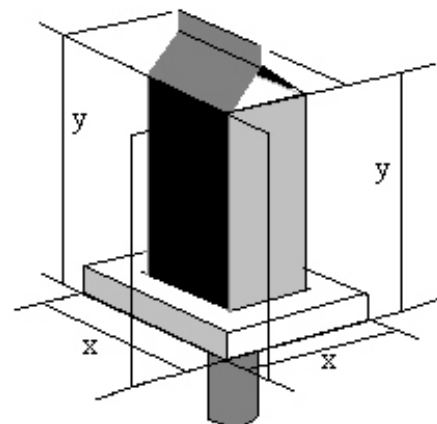
- (d) Freestanding Signs. The regulated area of freestanding signs shall include all parts of the sign or structure that contains identification (words or symbols) and information.



The height of a freestanding sign shall be the vertical distance measured from the highest point of the sign to the grade of the adjacent street, curb or sidewalk or crown of the street when there is no curb or sidewalk.

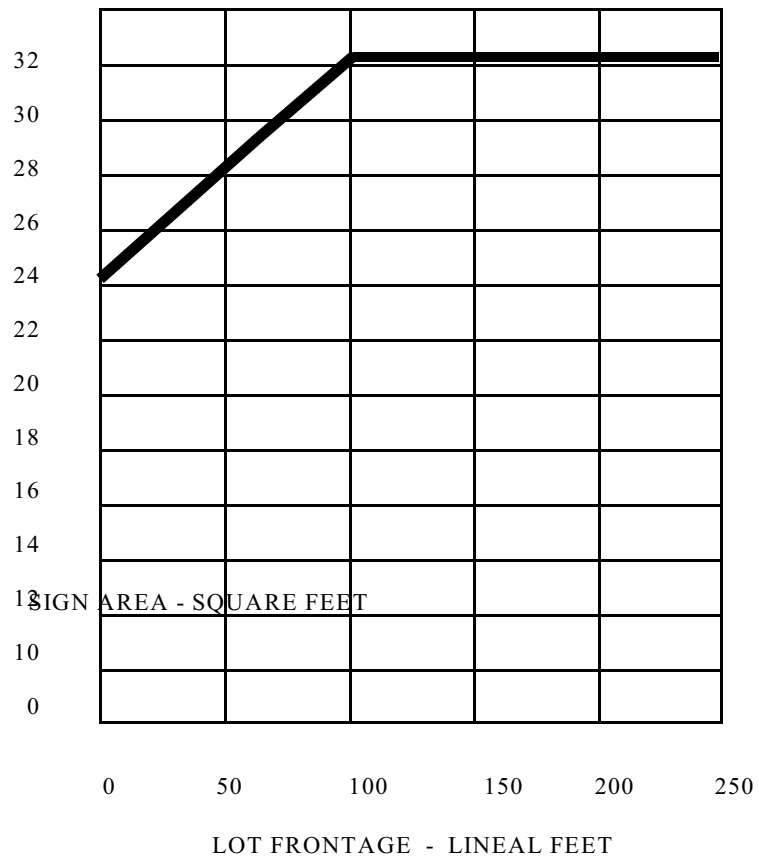


- (e) Non-Planar or Sculpture Signs. For spherical, freeform, sculptural, or other non-planar signs, the sign area shall be the sum of the areas of the four vertical sides of the smallest polyhedron that will encompass the sign structure.



14-19-119 SIGN AREA TABLES FOR MONUMENT AND FREESTANDING SIGNS

A. TABLE 19-1 SIZE OF MONUMENT SIGNS



B. TABLE 19-2 SIZE OF FREESTANDING OR POLE SIGNS

